

# EXHIBIT C

1  
2 UNITED STATES DISTRICT COURT  
3 SOUTHERN DISTRICT OF NEW YORK

4 -----x  
5 ALI DIABAT, Individually and  
6 On Behalf of All Others  
7 Similarly Situated,

8  
9 Plaintiff,

10 -against-

11 Case No.:  
12 1:23-cv-5874-CM

13 CREDIT SUISSE GROUP AG, et  
14 al.,

15 Defendants.

16 -----x

17 November 6, 2024

18 9:59 a.m.

19 VIDEOTAPED DEPOSITION of ALI DIABAT, held at  
20 the law offices of Cahill Gordon & Reindel LLP, 32  
21 Old Slip, New York, New York, before Judith Thaten,  
22 a Certified Livenote Reporter and Notary Public of  
23 the State of New York.  
24  
25

<p style="text-align: right;">Page 58</p> <p>1 DIABAT</p> <p>2 case?</p> <p>3 A So how they will be</p> <p>4 compensated?</p> <p>5 Q Yes.</p> <p>6 A Is that your question?</p> <p>7 Q Yes.</p> <p>8 A So it depends on the recovery</p> <p>9 of this case. So they will get a</p> <p>10 percentage that we discussed before.</p> <p>11 Okay. And based on the recovery, they</p> <p>12 will get compensated.</p> <p>13 Q What is your understanding of</p> <p>14 what that percentage is?</p> <p>15 A I agreed with my law firm</p> <p>16 that --</p> <p>17 MS. MILLER: Don't reveal any</p> <p>18 attorney-client communications.</p> <p>19 THE WITNESS: Sorry.</p> <p>20 MS. MILLER: But you can</p> <p>21 answer the question. Just don't</p> <p>22 say anything that you discussed</p> <p>23 with your lawyers.</p> <p>24 THE WITNESS: Okay.</p> <p>25 A It's up to one-third. It</p>	<p style="text-align: right;">Page 60</p> <p>1 DIABAT</p> <p>2 Q Do you believe that you have</p> <p>3 a responsibility to other members of</p> <p>4 the class to maximize the amount of the</p> <p>5 class's entire recovery?</p> <p>6 MS. MILLER: Objection to</p> <p>7 form.</p> <p>8 A Let me answer this question</p> <p>9 in a different way.</p> <p>10 At the beginning of this</p> <p>11 deposition you asked me about my</p> <p>12 background. And during that, I</p> <p>13 mentioned that I received several</p> <p>14 teaching award and research award.</p> <p>15 So my students think that I</p> <p>16 am a great professor, but my kids don't</p> <p>17 believe that. I'm normally -- my</p> <p>18 students like me more than what -- how</p> <p>19 much my kids like me because I'm more</p> <p>20 dedicated to my students. Even two of</p> <p>21 my kids went to college and they</p> <p>22 studied the same field as I am.</p> <p>23 So when they asked me to</p> <p>24 explain material for them, I don't do a</p> <p>25 good job as much as I do for my own</p>
<p style="text-align: right;">Page 59</p> <p>1 DIABAT</p> <p>2 cannot exceed one-third, but it can be</p> <p>3 up to one-third. That would be</p> <p>4 determined by the judge.</p> <p>5 Q Again, without telling me the</p> <p>6 contents of any discussions you had</p> <p>7 with your counsel, did you attempt to</p> <p>8 negotiate that percentage?</p> <p>9 MS. MILLER: Objection to</p> <p>10 form.</p> <p>11 A Well, as long as it's up to</p> <p>12 one-third, and the final decision, it</p> <p>13 will be left to Judge McMahon to decide</p> <p>14 how much the law firm will be</p> <p>15 compensated. And it depends on how</p> <p>16 much time.</p> <p>17 So it's -- this is not my --</p> <p>18 honestly, it's not my -- I have no</p> <p>19 decision of that. So everything is</p> <p>20 based on the Court how much they will</p> <p>21 see the lawyers have spent on the case</p> <p>22 and so on.</p> <p>23 But what -- what I agreed on,</p> <p>24 this percentage will never exceed</p> <p>25 one-third.</p>	<p style="text-align: right;">Page 61</p> <p>1 DIABAT</p> <p>2 students.</p> <p>3 So here I really care about</p> <p>4 helping every member in my class as</p> <p>5 much -- I don't want to say more than</p> <p>6 helping myself, but I would say as much</p> <p>7 as helping me.</p> <p>8 Of course, I do care about</p> <p>9 maximizing the recovery because I want</p> <p>10 to help every single member, every</p> <p>11 person, who was harmed in this class.</p> <p>12 Q Just to go back to my</p> <p>13 question. In trying to help every</p> <p>14 single member who is part of this</p> <p>15 class, do you believe you have a</p> <p>16 responsibility to maximize their</p> <p>17 recovery?</p> <p>18 MS. MILLER: Objection to</p> <p>19 form.</p> <p>20 A Yes.</p> <p>21 Q And would you agree that any</p> <p>22 amount that is recovered on behalf of</p> <p>23 the class -- strike that.</p> <p>24 Would you agree that from the</p> <p>25 amount that is recovered on behalf of</p>